

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

ROUNDTABLE HEALTHCARE PARTNERS,
L.P., a Delaware Limited Partnership

SUMMONS IN A CIVIL ACTION

V.
ANGIOTECH PHARMACEUTICALS (U.S.), INC.,
a Washington Corporation

CASE NUMBER

08 CV 02968

TO: (Name and address of Defendant)

Angiotech Pharmaceuticals (U.S.), Inc.
P.O. Box 2840
101 West North Bend Way, Suite 201
North Bend, WA 98045

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jason Mogel
Linda Imes
Spears & Imes LLP
51 Madison Avenue
New York, NY 10010

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

MAR 21 2008

CLERK

DATE

(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	3/28/2008
NAME OF SERVER (<i>PRINT</i>) Ariel Applebaum-Bauch	TITLE Legal Assistant	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"><input type="checkbox"/> Served personally upon the defendant. Place where served:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Returned unexecuted:</div> <div><input checked="" type="checkbox"/> Other (specify): Served by Federal Express on Angiotech Pharmaceuticals (U.S.) Inc., Angiotech Pharmaceuticals, Inc., and counsel for Angiotech Pharmaceuticals (U.S.) Inc., pursuant to Section 11.6 of the Stock Purchase Agreement entered between Plaintiff and Defendant and attached to Complaint as Exhibit A.</div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 20px;"> <div style="width: 30%;"> <p>Executed on <u>3/28/2008</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 60%; text-align: center;"> <p><u>Ariel Applebaum-Bauch</u></p> <p style="text-align: center; font-size: small;">Signature of Server</p> </div> </div> <div style="text-align: center; margin-top: 20px;"> <p><u>51 Madison Avenue, New York, NY 10010</u></p> <p style="text-align: center; font-size: small;">Address of Server</p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.